

**TOWN OF DAVIE  
TOWN COUNCIL AGENDA REPORT**

**TO:** Mayor and Councilmembers

**FROM/PHONE:** Bruce Taylor/954-327-3741

**PREPARED BY:** Heidi G. Klemm

**SUBJECT:** Resolution

**AFFECTED DISTRICT:** Townwide

**ITEM REQUEST:** Schedule for Council Meeting

**TITLE OF AGENDA ITEM:** CONTRACT RENEWAL - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A RENEWAL TO THE CONTRACT AWARDED BY BROWARD COUNTY, CONTRACT EX07-333M2, FOR MAINTENANCE OF GENERATORS.

**EXECUTIVE SUMMARY:** The Town is in need of maintenance of generators for the Police, Fire, Utilities, and Public Works Departments. Broward County awarded the bid to All Power Generators in March 2008; the original contract was for one year with two one year renewal options. This is the final renewal option of the County bid. The Town did not bring a resolution to Council for the first two years of the contract as our costs were not anticipated to exceed the threshold of \$25,000 per year. We do anticipate, however, that additional maintenance will be needed on several generators this year and are, therefore, requesting Council approval of this contract for the final renewal term of one year.

**KEY POINTS:**

- This contract was awarded after a competitive bidding process by Broward County for maintenance of generators in March 2008
- Original contract term was for one year with two one year renewal options.
- This is the final renewal option on the current contract.
- Cost of inspections – \$50 each
- Repair service - \$32.50 per hour
- Parts at actual cost
- Contract term is for one year (3/28/10 thru 3/27/11)

- **All Power Generators Corp. has agreed to extend the same contract terms to the Town of Davie**

**CONCURRENCES: N/A**

**FISCAL IMPACT:** Yes

Has request been budgeted? Yes

If yes, expected cost: \$50 per visit/generator; \$32.50 per hour for labor

Account name and number: Operating budget of using department

Additional Comments:

**RECOMMENDATION(S):** Motion to approve resolution

**Attachment(s):** Resolution, Letter from All Power Generators Corp., Broward County Bid Extension documents, Procurement Authorization, Piggyback Bid Checklist, W-9 Form, Vendor/Bidder Disclosure, Corporation Search

RESOLUTION NO.

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A RENEWAL TO THE CONTRACT AWARDED BY BROWARD COUNTY, CONTRACT EX07-333M2, FOR MAINTENANCE OF GENERATORS, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town is in need of generator maintenance services; and

WHEREAS, Broward County solicited competitive bids for these services and awarded the contract to All Power Generators Corp. (Contract #EX07-333M2); and

WHEREAS, Broward County renewed this contract with All Power Generators Corp. for a period of one year from March 28, 2010 thru March 27, 2011; and

WHEREAS, after review, the Town Council wishes to accept this contract with All Power Generators Corp for use by the Town of Davie.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council wishes to accept the one year renewal of the bid awarded by Broward County to All Power Generators Corp. covering the period beginning March 28, 2010 and ending March 27, 2011.

SECTION 2. The Town Council hereby authorizes the expenditure from the operating budgets of each of the using departments.

SECTION 3. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.

\_\_\_\_\_

\_\_\_\_\_

MAYOR/COUNCILMEMBER  
ATTEST:

\_\_\_\_\_  
TOWN CLERK

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.

# **ALL POWER GENERATORS CORP.**

**WE SERVICE ALL BRANDS OF GENERATORS**

May 5<sup>th</sup>, 2010

Town of Davie  
6591 Orange Drive  
Davie, Florida 33314

Att: Mr. Neil A. Buckeridge

Dear Mr. Buckeridge:

We at All Power Generators Corp. would like to extend our contract agreement with the Town of Davie, as per the Broward County contract # EX07-333M2 for a period of one year beginning March 28, 2010 and ending March 27, 2011.

If you have any questions, please feel free to call our office.

Thank you for your interest in doing business with All Power Generators Corp.

Sincerely,

ALL POWER GENERATORS CORP.

  
Juan Garcia  
President

JG/am

9840 N.W. 117 WAY • MEDLEY, FLORIDA 33178 • TEL: (305) 888-0059 • FAX: (305) 888-2090



FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT  
**PURCHASING DIVISION**

115 S. Andrews Avenue, Room 212 • Fort Lauderdale, Florida 33301 • 954-357-6065 • FAX 954-357-8535

January 13, 2010

ALL POWER GENERATORS CORP.  
9840 NW 117 WAY  
MEDLEY, FL 33178

Reference: Bid No. EX07333M2

To Pedro Feliciano:

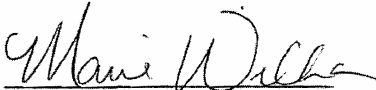
We hereby accept your written offer to renew the above referenced contract.

This renewal is subject to all terms/conditions contained in the original contract. This contract renewal is in effect for the period beginning March 28, 2010 and ending March 27, 2011. This is the last renewal for this contract.

A copy of this notice, is being forwarded to the appropriate User(s). Purchase Order(s) will be placed as and when required.

Thank you for your interest in doing business with Broward County.

Sincerely,

By:   
Marie Williams, Purchasing Agent II

Renewal Letter Form #12  
11/30/09

Bid # E X 07 333 M2  
**DIESEL PROPANE GENERATOR SERVICE (NSM)**  
 Agency: Water and Wastewater Operations Division  
 P.A. - Liz Overtan

Date Advertised: Jan. 15, 2008  
 Bid Opened: Jan. 29, 2008  
 Bids Received: 3

Exhibit 1

APPROVED BY THE BOARD OF COUNTY COMMISSIONERS MEETING: 3/11/08 AGENDA ITEM NO. 11

	All Power Generators Corp 9840 NW 117 Way Medley, FL 33178	Standby Systems, Inc. 700 S. John Rodes Blvd. D-1 Melbourne, FL 32904	JT Packard & Associates, Inc. 275 Investment Ct Verona, WI 53593
Group 1 (Items 1 thru 7) Highway and Bridge	\$14,075.00	\$31,500.00	\$30,750.00
Group 2 ( Items 8 thru 69) Water & Wastewater Operations Division	\$410,800.00	\$638,300.00	\$648,580.00
Group 3 (Items 70 thru 82) Port Everglades	\$24,150.00	\$39,200.00	\$41,600.00
Group 4 (Items 83 thru 110) Facilities Maintenance	\$58,000.00	\$89,000.00 (A)	\$96,500.00
Group 5 (Items 111 thru 117) Office of Transportation	\$5,650.00	\$12,200.00	\$12,440.00
Group 6 (Items 118 thru 131) Aviation Department	\$41,500.00	\$61,000.00	\$60,910.00
Group 7 (Items 132 thru 135) Traffic Engineering	\$2,012.50	\$3,750.00	\$4,020.00
Group 8 (Items 136 thru 139) Integrated Waste Management Division	\$2,175.00	\$4,300.00	\$4,620.00
Group 9 (Items 140 thru 144) Parks & Recreation Division	\$2,175.00	\$4,400.00	\$4,220.00
GRAND TOTAL (GROUPS 1 THRU 9)	\$560,537.50 AWD	\$883,650.00 (A)	\$903,640.00
<b>TWO YEAR TOTAL</b>	<b>\$1,121,075.00</b>	<b>\$1,767,300.00</b>	<b>\$1,807,280.00</b>
	AWD		

(A) Corrections in Additions/ Extensions for bid tabulation purposes

AWD- Recommended for Award (2/4/08)

Prepared by Sue Gabel (Contracts Section) 1/30/08



<u>MA ID #</u>	<u>Document Description</u>	<u>Start Date</u>	<u>End Date</u>	<u>Threshold</u>	<u>Amount Used</u>	<u>Unit</u>
EX07333M2	GENERATOR SERVICE/DIESEL & PROPANE	4/1/2008	3/27/2010	\$1,681,612.50	\$137,563.57	E

<u>VL#</u>	<u>Vendor #</u>	<u>Legal Name</u>	<u>Vendor Contact Name</u>	<u>Vendor Contact Email</u>	<u>Vendor Ph #</u>
1	VC0000041619	ALL POWER GENERATORS CORP	Juan Garcia	ALLPWR@BELLSOUTH.NET	305-888-0059

CC #	Commodity	Commodity Specs	Qty	Unit	Unit Price	Svc Amt
1	94172	Inspections	0	EA	50.0000	\$0.00
2	94172	Repair Service - All Hours	0	HR	32.5000	\$0.00
3	94172	Parts on a "Pass Thru"	0		0.0000	\$0.00

# TOWN OF DAVIE PROCUREMENT AUTHORIZATION

<u>ACCOUNT NUMBER</u>	<u>BUDGET ITEM &amp; DESCRIPTION</u>	<u>APPROXIMATE COST</u>
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040-1058-536-0308	Maintenance of Generators	\$35,000
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Other accounts of using departments within the Town

METHOD OF PROCUREMENT (check the one that applies)

☐ Open Competitive Bidding  
☒ Piggyback on Contract Number Broward County EX0733M2  
☐ Sole Source or Single Source

SPECIFICATIONS & LIST OF VENDORS MUST BE ATTACHED

Signed *Gene Taylor*  
Department Head

Have Funds been Reserved 39041

Date 5/21/10 Signed *[Signature]*

Signed \_\_\_\_\_  
Town Administrator

<u>VENDOR</u>	<u>BIDS SUBMITTED</u>	<u>COST</u>
<u>ALL POWER GENERATORS</u>		

Signed *Hubert...*  
Procurement Manager

<u>BID SPECIFICATION COMMITTEE'S RECOMMENDATION</u>	
<u>Vendor</u>	<u>Cost</u>
<u>ALL POWER GENERATORS</u>	<u>PER BROWARD COUNTY PRICE SCHEDULE</u>

## PIGGYBACK BID CHECKLIST

- |     |   |  | Completed by |
|-----|---|--|--------------|
| 1.  | Piggyback of bid awarded by                 | <u>Broward County</u>  | <u>NAB</u>   |
| 2.  | Date of award                               | <u>March 28, 2008</u>  | <u>NAB</u>   |
| 3.  | Date of expiration                          | <u>March 27, 2011</u>  | <u>NAB</u>   |
| 4.  | Date of last renewal                        | <u>March 28, 2010</u>  | <u>NAB</u>   |
| 5.  | Copy of bid award attached                  | <u>YES</u> NO  | <u>NAB</u>   |
| 6.  | Requested item same as awarded item         | <u>YES</u> NO  | <u>NAB</u>   |
| 7.  | Approved Procurement Authorization attached | <u>YES</u> NO  | <u>NAB</u>   |
| 8.  | Justification                               | <u>This contract is needed for the repair</u><br><u>and maintenance of the Towns'</u><br><u>emergency generators.</u>  |              |
| 9.  | Benefit to the Town                         | <u>The Town will benefit from this con-</u><br><u>tract by getting the lowest possible</u><br><u>price and reliable service that will</u><br><u>ensure the emergency generators will</u><br><u>be in optimal operating condition</u><br><u>during and after any emergency event</u><br><u>that could render the Town without</u><br><u>power and thereby unable to provide</u><br><u>services to its' residents.</u> |              |
| 10. | Contact information sheet attached          | YES <u>NO</u>  | <u>NAB</u>   |

**Request for Taxpayer  
Identification Number and Certification**

Give form to the  
requester. Do not  
send to the IRS.

Print or type  
See Specific Instructions on page 2.

Name (as shown on your income tax return)	
Business name, if different from above <b>All Power Generators Corp</b>	
Check appropriate box: <input type="checkbox"/> Individual/Sole proprietor <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Limited liability company. Enter the tax classification (D=disregarded entity, C=corporation, P=partnership) ▶ ..... <input type="checkbox"/> Exempt payee <input type="checkbox"/> Other (see instructions) ▶	
Address (number, street, and apt. or suite no.) <b>9846 N.W. 117 way</b>	
City, state, and ZIP code <b>Medley FL 33178</b>	
List account number(s) here (optional)	
Requester's name and address (optional)	

**Part I Taxpayer Identification Number (TIN)**

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

**Note.** If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Social security number
or
Employer identification number <b>65 1130895</b>

**Part II Certification**

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below).

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. See the instructions on page 4.

Sign Here	Signature of U.S. person ▶ <b>[Signature]</b>	Date ▶ <b>4-18-08</b>
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**General Instructions**

Section references are to the Internal Revenue Code unless otherwise noted.

**Purpose of Form**

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

**Note.** If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity,

**Town of Davie  
Vendor/Bidder Disclosure**

I, Betty Garzon, being first duly sworn state that:  
The full legal name and business address of the person(s) or entity contracting with the  
Town of Davie ("Town") are as follows (Post Office addresses are not acceptable):

Name of Individual, Firm, or Organization: All Power Generator Corp  
Address: 9840 N.W. 117 Way  
Madley FL 32178  
FEIN: 65-1130895  
State and date of incorporation: Florida 2003

**OWNERSHIP DISCLOSURE AFFIDAVIT**

1. If the contract or business transaction is with a corporation, the full legal name and business address shall be provided for each officer and director and each stockholder who directly or indirectly holds five percent (5%) or more of the corporation's stock. If the contract or business transaction is with a trust, the full name and address shall be provided for each trustee and each beneficiary. All such names and address are as follows (Post Office addresses are not acceptable):

Names, Addresses, and Titles of Individual Who Will Lobby:

Full Legal Name	Address	Ownership
<u>Juan Garcia</u>	<u>5810 S.W. 196th N.</u>	<u>50</u> %
<u>Ricardo Garcia</u>	<u>8480 Sw. 32 Terr</u>	<u>50</u> %
		%
		%

**Address**

By: [Signature]  
Signature of Affiant

Date: 4-29-08

Bethi Garzon  
Print Name

SUBSCRIBED AND SWORN TO or affirmed before me this 29<sup>th</sup> day of  
April, 2008, by Betty Garzon, he/she is  
personally known to me or has presented \_\_\_\_\_ as  
identification.



Ana Fuentes  
Commission #DD467240  
Expires: AUG. 30, 2009  
WWW.AARONNOTARY.com

Ana Fuentes  
Notary Public, State of Florida at Large

Ana Fuentes  
Print or Stamp of Notary

DD467240  
Serial Number

My Commission Expires : 8-30-09

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No Events		No Name History		<input type="button" value="Submit"/>	
<b>Detail by Entity Name</b>					
<b><u>Florida Profit Corporation</u></b>					
ALL POWER GENERATORS CORP					
<b><u>Filing Information</u></b>					
Document Number P01000077189					
FEI/EIN Number 651130895					
Date Filed 08/02/2001					
State FL					
Status ACTIVE					
<b><u>Principal Address</u></b>					
9840 NW 117TH WAY MEDLEY FL 33178 Changed 01/12/2004					
<b><u>Mailing Address</u></b>					
9840 NW 117TH WAY MEDLEY FL 33178 Changed 01/12/2004					
<b><u>Registered Agent Name &amp; Address</u></b>					
GARCIA, JUAN R 9840 NW 117 WAY MEDLEY FL 33178 US Address Changed: 12/12/2007					
<b><u>Officer/Director Detail</u></b>					
<b><u>Name &amp; Address</u></b>					
Title PD					
GARCIA, JUAN R 9840 NW 117 WAY MEDLEY FL 33178					
Title PD					
GARCIA, RICARDO 8480 SW 32 TERR MIAMI FL 33155 US					
<b><u>Annual Reports</u></b>					
Report Year Filed Date					

2008      07/17/2008  
2009      03/23/2009  
2010      03/18/2010

### **Document Images**

<a href="#">03/18/2010 -- ANNUAL REPORT</a>	<a href="#">View image in PDF format</a>
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<a href="#">05/12/2002 -- ANNUAL REPORT</a>	<a href="#">View image in PDF format</a>
<a href="#">08/02/2001 -- Domestic Profit</a>	<a href="#">View image in PDF format</a>

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